T.D. INFORMAL MEMO: DO NOT MAIL THIS MEMO TO APPLICANT

Date:			25-Apr-08		APPL. S. N:		10792099	j	
To Exami	ņer:		NGUYEN, HANH N.		Art Unit		2616		
From			Jefferson, Henry PARALEGAL SPCECIA	LIST	Return This Memo To: Drop-Off Location	Case	JEF-2D68		
SUBJECT	Γ: Decisio	n on Terminal	Disclaimer(T.D.) filed	: .					
form para or have a	agraphs id iny quest	dentified by th ions, please se	is informal memo in y e me or the Special P	our next C rogram Ex	sults as set forth below. Office action to notify app aminer. THIS IS AN INF RECORD IN THE APPLIC	plicant of t ORMAL, II	the T.D. If you dis NTERNAL MEMO O	agree NLY.	
please in	itial, date	and return th	s memo to me. THAN	K YOU.				•	
V	The T.D.	is PROPER and	has been recorded (see 14.23).				
	The T.D.	is NOT PROPE	R and has not been a	ccepted fo	r the reason(s) checked	below (se	e 14.24):		
		The TD fee of use of a depo	J	n submitte	ed nor is there any autho	orization i	n the application fi	ile for the	
		The T.D. does not satisfy Rule 321 in that the person who has signed the T.D. has not stated the extent of his/her interest (and/or the extent of the interest of the business entity represented by the signature) in the application/patent (see 14.26 & 14.26.01).							
	Γ	The T.D. lacks double patent	the enforceable only ing rejection, Rule 32	during co 1(b) (see	mmon ownership clause 14.27.01).	- needed	to overcome a no	n-statutory	
					vhich is not acceptable s granted" (MPEP 1490) (e for a terminal	
	T:	The person w	ho signed the T.D.:					•	
		is no	ot an attorney "of reco	ord" (see 1	4.29 and 14.29.01).				
		☐ has	failed to state his/her	capacity t	o sign for the business e	entity (see	· 14.28).		
		is no	ot recognized as an of	ficer of the	e assignee (see 14.29 &	possible 1	.4.29.02).	i	
	, . .	nor is the ree (see 37 CFR 3	l and frame number s 3.73(b) and 1140 O.G	pecified as . 72). NOT	rom the original invento to where such evidence E: This documentary ev a separate paper of rec	e is record idence or	ed in the Office the specifying of t	he reel and	
		The T.D. is no	t signed (see 14.26 8	14.26.03).				
			nber of the applicatio		umber of the patent) we e 14.32).	hich forms	the basis for the	double	
					number of the patent in 14.27.02 or 14.26.05).		r reissue cases bei	ng	
	口	The period dis	sclaimed is incorrect o	r not spec	ified (see 14.26, 14.27.	02 or 14.2	26.03).	:	
	Г	Other:						[572]	
			request refund (see eck this item.	14.36). NO	OTE: If already authorize	ed, credit i	refund to deposit a	account	
I have ap	propriate	ely notified app	licant(s) of the status	of the Te	rminal Disclaimer filed ir	n this case	: .		
Ex.Initial	s:	Date	: <u>·</u>				Log Date:		

Application Number	10/792,099	R	Applicant(s)/Patent under Reexamination SCOTT ET AL.							
Document Code - DISQ		Internal Do	cument – DO NOT MAIL							
TERMINAL DISCLAIMER	☑ APPROV	ED	□ DISAPPROVED							
Date Filed : March 7, 2008	to a Te	nt is subject erminal laimer								
Approved/Disapproved by:										
Henry D. Jefferson										
			,							

U.S. Patent and Trademark Office

AGILENT TECHNOLOGIES, INC. Legal Department, DL429 Intellectual Property Administration P. O. Box 7599 Loveland, Colorado 80537-0599

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Alistair K. C. Scott et al.

Serial No.: 10/792,099

Examiner: Nguyen, Hanh N.

Filing Date: March 3, 2004

Group Art Unit: 2616

Title: System And Method For Correlation Of Dissimilar Telecommunication Signaling Protocols

COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria VA 22313-1450

TERMINAL DISCLAIMER RESPONSIVE TO A DOUBLE PATENTING REJECTION

Sir:

Petitioner, Agilent Technologies Inc., is the owner of 100 percent interest in the instant application. Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer of prior Patent No. 7,245,609 to Agilent Technologies Inc., which issued on July 17, 2007, and is commonly owned by Applicant. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

For submissions on behalf of an organization (e.g., corporation), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

TERMINAL DISCLAIMER – DOUBLE PATENTING (continued)

ATTORNEY DOCKET NO. 10031368-1

Please charge the required fee set forth in 37 CFR 1.29(d) of \$130.00 to Deposit Account 50-1078. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 50-1078 pursuant to 37 CFR 1.25.

☐ I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.					
Date of Deposit:					
OR					
I hereby certify that this paper is being facsimile transmitted to the Commissioner for Patents on the date shown below.					
Date of Facsimile: March 7, 2008					
Typed Name: Michael J. Tempel					
Signature: /////////	_				

Respectfully submitted,

Alistair K. C. Scott et al.

Michael J. Tempel Attorney/Agent for Applicant(s)

Reg. No. 41,344

Date: March 7, 2008

Telephone No. (770) 709-0056